

1944
NEW ZEALAND

THE NATIVE PURPOSES ACT, 1938

REPORT AND RECOMMENDATION ON PETITION No. 14 OF 1937, OF HENARE RAKO AND OTHERS,
PRAYING FOR A REOPENING OF THE TITLE TO HIWARAU BLOCK

Presented to Parliament in pursuance of the provisions of section 23 of the Native Purposes Act, 1938

Native Land Court (Chief Judge's Office),
Wellington C. 1, 23rd November, 1944.

Memorandum for the Hon. the NATIVE MINISTER.

PETITION No. 14/1937 : HIWARAU BLOCK

I TRANSMIT to you the Court's report upon Petition No. 14/1937 concerning the Hiwarau block.
In view of the conclusions reached by the Court—conclusions in which I concur—I recommend
that no further action be taken.

G. P. SHEPHERD, Chief Judge.

In the Native Land Court of New Zealand, Waiariki District.—In the matter of section 23 of the
Native Purposes Act, 1938, and in the matter of Petition No. 14 of 1937, of Henare Rako and
others, praying for a reopening of the title of Hiwarau Block.

At a sitting of the Court held at Opotiki on the 19th July, 1939, before John Harvey, Esquire, Judge.
Upon reference by His Honour the Chief Judge of the said petition for inquiry the following
report is submitted :—

1. This land is part of an area confiscated to the Crown following upon acts of the Maori people
in the Opotiki District which were considered sufficiently grave to warrant this drastic action against
their lands.

2. The following notice, published in the *New Zealand Gazette* of the 14th November, 1874, confirms
the return of part of the confiscated area and evidences the award of the Compensation Court charged
with hearing and determining the claims of Natives to the return of parts of such confiscated area :—

Bay of Plenty District : Schedule No. 14, 1872

Lot to be granted under the Fourth and Sixth Clauses of the Confiscated Lands Act, 1867. The Lot herein specified
is to be inalienably assured by a Grant in Trust to the Members of the Upokorehe Tribe whose Names are included
in the Schedule attached. The right to take lines of road is reserved.

Name of Tribe for certain of whose Members Grant is made.	Names of Trustees.	Sex.	Rank.	Address.	Area.	No. and Description of Lot.	Locality.
Upokorehe ..	Teira Haruru ..	M.	Native Chief	Ohiwa	Acres. 1,073	Hiwarau Block : bounded on the north by high-water mark in Ohiwa Harbour from the mouth of Nukuhou River to Punawai : on the east by a road surveyed from Punawai to the point where it first strikes Nukuhou River : on the south and west by Nukuhou River	Ohiwa.
	Hemi Kakitu ..	M.	..	..			
	Hocroa ..	M.	..	..			
	Hemi Hamu ..	M.	..	..			
	Mita Tahanoke ..	M.	..	..			
	Iraia Kaiponi ..	M.	..	..			
	Hoani Akeake ..	M.	..	..			

N.B.—Lots 1 and 2, Hiwarau Sections, Pitcairn's Survey, 25 acres each, are not included in this block.